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Attorneys for FRANCIS BURGA;
FRANCIS BURGA AS THE
ADMINISTRATOR OF THE
ESTATE OF MARGELUS BURGA

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

UNITED STATES OF AMERICA,

Petitioner,

v.

FRANCIS BURGA; FRANCIS BURGA AS
THE ADMINISTRATOR OF THE ESTATE
OF MARGELUS BURGA; and RUSSELL
MANSKY,

Respondents.

Case No. 18-CV-01633 BLF (SVK)

**SECOND STIPULATION AND
~~[PROPOSED]~~ ORDER CONTINUING
DATE OF JOINT SUBMISSION
REGARDING APPOINTMENT OF
SPECIAL MASTER As Modified**

Judge: Honorable Susan van Keulen

In the Court's Order Regarding the United States' Motion Challenging Respondents' Assertions of Privilege dated August 16, 2019 (Dkt. No. 37), the parties were required to meet and confer to reach agreement on certain issues and to make a joint submission to the Court no later than September 13, 2019. On August 29, 2019 consistent with the parties' first Stipulation, the Court continued the date by which the parties were to make a joint submission to October 11, 2019 (Dkt. No. 39). The parties have continued to confer, but need more time to prepare a joint submission. To that end, this is the parties' second Stipulation.

Respondents Francis Burga and the Estate of Margelus Burga are in the process of

1 identifying and gathering the documents that the Court ordered produced, which will be produced
2 to the Government. The respondents produced certain documents to the Government on
3 September 5, 2019 and have agreed to produce additional documents as they are identified.

4 The above Respondents continue to review the remaining claimed privileged documents to
5 attempt, if possible, to further narrow the number of documents that need to be reviewed by a
6 special master. The parties are also exploring the choice of a special master and anticipate that
7 they will agree on the identification of a special master. In addition, the parties are scheduling
8 settlement negotiations that might resolve the underlying matters and obviate the necessity of a
9 special master being appointed.

10 Accordingly, for these reasons, the parties request that the joint submission date be
11 continued to **December 12, 2019**.

12 DATED: October 2, 2019

Respectfully submitted,

13 SIDEMAN & BANCROFT LLP

14 By: /s/ Jay R. Weill

15 Jay R. Weill

16 Attorneys for FRANCIS BURGA; FRANCIS
BURGA AS THE ADMINISTRATOR OF THE
ESTATE OF MARGELUS BURGA

17 DATED: October 2, 2019

WOOD ROBBINS LLP

18 By: /s/ Denise Mejlszenkier

19 Denise Mejlszenkier

20 Attorneys for Respondent RUSSELL MANSKY

21 DATED: October 2, 2019

RICHARD E. ZUCKERMAN

22 Principal Deputy Assistant Attorney General

23 By: /s/ Amy Matchison

24 Amy Matchison

25 Trial Attorney, Tax Division

United States Department of Justice

26 Pursuant to stipulation, **IT IS SO ORDERED.**

27 DATED: October 7, 2019



28 Susan van Keulen

United States Magistrate Judge